

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Schoenafinger, et al

Examiner: **Morris, Patricia L.**

Art Unit: **1625**

Application No.: **10/795,863**

Filed: **March 8, 2004**

Title: **SUBSTITUTED
BENZOYLUREIDOPYRIDYLPIPERIDINE-AND-
PYRROLIDINECARBOXYLIC ACID DERIVATIVES,
PROCESSES FOR PREPARING THEM AND THEIR
USE**

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Restriction Requirement mailed on 08/30/06.

Per Examiner's request, Applicant herein elects to prosecute the claims of Group I (i.e. the instances wherein A is N, B, D and E are CH and m is 2, classified in class 546, subclass 194).

Applicants submit that once the compounds of the present invention are found to be novel, then the other Groups defined by the Examiner that contain any compositions of matter containing those compounds should also be found to be novel and rejoined. Likewise, pursuant to linking claim practice, at least one of the method claims should be rejoined.

Furthermore, Applicants affirm their right to file one or more divisional applications with respect to any of the non-elected subject matter.

Respectfully submitted,



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